



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Baldwin *et al.*

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Date of Signature: July 20, 2000

Assistant Commissioner for Patents
Washington, D.C. 20231

**AMENDMENT UNDER 37 CFR 1.121(a) AND
RESPONSE TO RESTRICTION REQUIREMENT UNDER 37 CFR 1.143**

Dear Sir:

This is a response to the Official Action mailed June 20, 2000 (which supersedes the Official Action mailed May 24, 2000), which set a one month period for response; this response is timely filed.

Response to Restriction Requirement

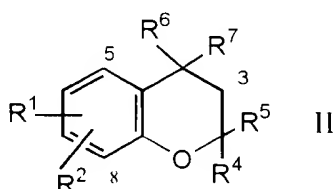
The Action requires an election under 35 U.S.C. §121 between six groups of claims:

- I: Claims 4-7, drawn to a compound of formula II;
- II: Claims 8-10, drawn to a compound of formula IIa;
- III: Claims 11-12, drawn to a compound of formula IIb;
- IV: Claims 11-12, drawn to a compound of formula IIc;
- V: Claims 11-12, drawn to a compound of formula IId; and
- VI: Claims 13-14, drawn to a compound of formula and structure of claim 13.

The Action further requires that in each of Groups I-VI, Applicants identify a single compound species for prosecution on the merits, to which the claims shall be restricted if no generic claim is found allowable. Applicants are required to provide a chemical structure for the elected compound species.

Applicants hereby elect Group I (claims 4-7), without traverse, and without prejudice to Applicants' rights to pursue the subject matter of the non-elected claims in one or more subsequent application(s).

With regard to an election of species, Applicants elect the species defined as:



wherein:

R^1 is $-\text{OCH}_2\text{CO}_2\text{H}$;

R^2 is $-\text{H}$;

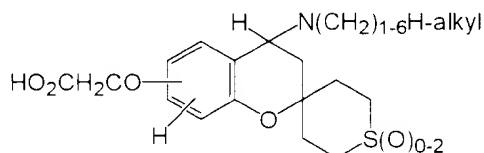
R^4 and R^5 taken together are $-(\text{CH}_2)_2-\text{S}(\text{O})_{0-2}-(\text{CH}_2)_2-$;

one of R^6 and R^7 is $-\text{H}$ and the other is $-\text{H}$ or $-\text{N}(\text{CH}_2)_{1-6}\text{R}^{14}\text{R}^{15}$;

R^{14} is $-\text{H}$; and

R^{15} is alkyl,

and represented by:



Amendment

In the claims:

Please add the following claim:

38. A compound according to claim 4, wherein:
- R^1 is $-OCH_2CO_2H$;
- R^2 is $-H$;
- R^4 and R^5 taken together are $-(CH_2)_2-S(O)_{0-2}-(CH_2)_2-$;
- one of R^6 and R^7 is $-H$ and the other is $-H$ or $-N(CH_2)_{1-6}R^{14}R^{15}$;
- R^{14} is $-H$; and
- R^{15} is alkyl.

Respectfully submitted,

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